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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ROBERT KENNY,

11 Plaintiff,

12 v.

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14 PACIFIC INVESTMENT MANAGEMENT
15 COMPANY LLC, a Delaware limited liability
16 company; PIMCO INVESTMENTS LLC,

17 Defendants.

Case No. C14-1987-RSM

ORDER STRIKING MOTIONS TO SEAL
AND DIRECTING THE PARTIES TO
SUBMIT NEW COMPREHENSIVE
BRIEFING

18 This matter comes before the Court on the six Motions to Seal filed by the parties in this
19 matter. Dkts. #149, #158, #175, #184, #190, and #200. These Motions aim to seal summary
20 judgment briefing and over 100 exhibits related to the parties' Motions for Summary Judgment,
21 Dkts. #154 and #162. Currently sealed exhibits total approximately 3,000 pages.

22 There is a strong presumption of public access to the court's files. LCR 5(g). A party
23 must explore all alternatives to filing a document under seal. LCR 5(g)(1). A party must
24 minimize the number of documents it files under seal and the length of each document it files
25 under seal. LCR 5(g)(4). Only in rare circumstances should a party file a motion, opposition,
26 or reply under seal. LCR 5(g)(5).
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ORDER STRIKING MOTIONS TO SEAL AND DIRECTING THE PARTIES TO SUBMIT
NEW COMPREHENSIVE BRIEFING - 1

1 A motion to seal must include a “specific statement of the applicable legal standard and
2 the reasons for keeping a document under seal, including an explanation of i) the legitimate
3 private or public interests that warrant the relief sought; ii) the injury that will result if the relief
4 sought is not granted; and iii) why a less restrictive alternative to the relief sought is not
5 sufficient.” LCR 5(g)(3)(B).
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7 The Court has begun review of the parties’ Motions to Seal and finds that the current
8 form of briefing has resulted in duplicative arguments. Furthermore, the parties have agreed
9 that certain documents no longer need to be sealed. *See* Dkt. #168 at 5. In order to efficiently
10 address the concerns of the parties in a timely manner, and in order to avoid conflicting rulings
11 on the sealing of various documents, the Court will direct the parties to submit new
12 comprehensive briefing. Accordingly, the Court ORDERS that:
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- 14 1) The parties’ Motions to Seal, Dkts. #149, #158, #175, #184, #190, and #200, are
15 STRICKEN. All currently sealed documents are to remain sealed pending further
16 direction from the Court.
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- 18 2) Defendants are to submit one brief, not to exceed 15 pages, listing all of the
19 remaining documents they wish to seal and the legal arguments for doing so.
20 Defendants may divide the documents into categories with applicable argument, but
21 must otherwise follow LCR 5(g)(3)(B). Defendants’ brief is due no later than
22 **Tuesday, June 5, 2018.**
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- 24 3) Plaintiff is to submit one brief, not to exceed 15 pages, responding to Defendants’
25 arguments. Plaintiff’s brief is due **14 days** after Defendant’s brief is filed.
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- 27 4) The parties may not attach any new declarations or exhibits.
28 5) The parties must cite to the sealed documents in question by docket number.

1 6) No reply brief is permitted.
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3 DATED this 22 day of May, 2018.
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8 RICARDO S. MARTINEZ
9 CHIEF UNITED STATES DISTRICT JUDGE
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